REMARKS

Applicants request that the Examiner reconsider and withdraw the restriction requirement made in the Office Action dated June 6, 2008. Applicants respectfully submit that the requirement does not meet the test set forth in M.P.E.P. §803, namely there is no undue burden on the Examiner to examine all of the pending claims. To comply with the Rules, however, and in response to the Examiner's requirement, Applicants provisionally elect, with traverse, the "apparatus for sleep diagnosis" as set forth in claim 53 and that set forth in claim 59 in Group V. Claims 54-58 and 60-62 depend therefrom. In making this election, Applicants expressly reserve the right to prosecute the unelected claims in a divisional application.

CONCLUSION

Applicants submit that the pending claims are now in condition for allowance, and request such action.

The Commissioner is hereby authorized to charge any amount required for proper filing of this paper, to our Deposit Account No. 06-1448, Reference WMO-001.01.

Applicants invite the Examiner to contact the Applicants' Attorney if questions arise regarding this Response.

Respectfully submitted,

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